IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF PENNSYLVANIA

ERNESTO SANTIAGO,	}
Plaintiff,)
v.	Civil Action No. 04-335 Erie
UNITED STATES OF AMERICA,	
Defendant.	'

ORDER

AND NOW, this 22nd day of December, 2005, and upon consideration of the Plaintiff, Ernesto Santiago's Appeal of Magistrate Judge Susan Paradise Baxter's oral Report and Recommendation entered on the record on November 16, 2005 [Doc. No. 40] recommending that his Motion for Immediate Transfer [Doc. No. 36] be denied, and that his Motion for Reconsideration [Doc. No. 29] be denied,

IT IS HEREBY ORDERED that the Appeal [Doc. No. 42] is DENIED, and the oral Report and Recommendation is adopted as the opinion of the Court.

s/ Sean J. McLaughlin United States District Judge

cc: All parties of record Susan Paradise Baxter, U.S. Magistrate Judge